

110TH CONGRESS
1ST SESSION

S. 135

To authorize the Secretary of the Army to acquire land for the purpose of expanding Pinon Canyon Maneuver Site, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 4, 2007

Mr. ALLARD introduced the following bill; which was read twice and referred to the Committee on Armed Services

A BILL

To authorize the Secretary of the Army to acquire land for the purpose of expanding Pinon Canyon Maneuver Site, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. AUTHORITY TO ACQUIRE LAND FOR THE EX-**
4 **PANSION OF PINON CANYON MANEUVER**
5 **SITE.**

6 (a) **AUTHORITY.**—The Secretary of the Army may,
7 subject to subsections (b) and (c), after consulting with
8 the congressional defense committees, and using funds
9 previously appropriated for such purpose, acquire for not
10 more than fair market value any and all right, title, and

1 interest in and to one or more parcels of real property
2 located near Pinon Canyon Maneuver Site (in this section
3 referred to as the “Site”) for the purpose of expanding
4 the Site.

5 (b) LIMITATION ON EXPANSION.—The Secretary of
6 the Army may not acquire real property under subsection
7 (a) to expand the Site if such acquisition would require
8 the exercise by a Federal or State governmental entity of
9 eminent domain authority.

10 (c) REPORT.—The Secretary of the Army may not
11 acquire real property under subsection (a) until 60 days
12 after the date on which the Secretary submits to the con-
13 gressional defense committees a report setting forth the
14 following:

15 (1) An assessment of the economic impact on
16 local communities of the acquisition of real property
17 under that subsection.

18 (2) An assessment of the environmental impact
19 of expanding the Site.

20 (3) An estimate of the costs associated with the
21 potential expansion of the Site, including land acqui-
22 sition, range improvements, installation of utilities,
23 environmental restoration, and other environmental
24 activities in connection with the acquisition of real
25 property under that subsection.

1 (4) An assessment of options for compensating
2 local communities for the loss of property tax rev-
3 enue as a result of the expansion of the Site.

4 (5) An assessment of whether the acquisition of
5 additional land at the Site can be carried out by the
6 Secretary solely through transactions, including land
7 exchanges and the lease or purchase of easements,
8 with willing sellers of privately held land.

9 (d) DEFINITIONS.—In this section:

10 (1) The term “congressional defense commit-
11 tees” means the Committee on Armed Services and
12 the Committee on Appropriations of the Senate and
13 the Committee on Armed Services and the Com-
14 mittee on Appropriations of the House of Represent-
15 atives.

16 (2) The term “fair market value” means, with
17 respect to a parcel of land, the value of such parcel
18 as determined by an appraisal performed by an inde-
19 pendent, certified appraiser in accordance with the
20 Uniform Standards of Professional Appraisal Prac-
21 tice.

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